

6-2-05

jeu

DOCKET NO.: THOM-0029/P302625US

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Kenneth Edward Anthony Omersa

Confirmation No.: 3246

Application No.: 10/719,579

Group Art Unit: 1745

Filing Date: November 21, 2003

Examiner: Not Yet Assigned

For: A FUEL CELL

EXPRESS MAIL LABEL NO: EV325730335US

DATE OF DEPOSIT: June 1, 2005

EV325730335US

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or

before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.116 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- ☒ A copy of reference number 11 listed on the attached Form PTO-1449 is enclosed herewith.

- ☒ Copies of reference numbers 8 - 10 on the attached Form PTO 1449 are not required to be submitted pursuant to 37 CFR § 1.98(a)(2)(i).

- ☐ Copies of references - are not being submitted because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application number , filed for which a claim for priority under 35 U.S.C. § 120 has been made in the instant application.

- ☐ The relevance of those listed references which are not in the English language is as follows:

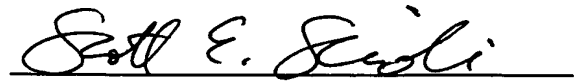
DOCKET NO.: THOM-0029/P302625US- 3 -

PATENT

There are no listed references which are not in the English language.

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

Date: *June 1, 2005*

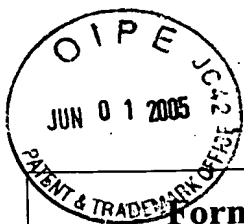


Scott E. Scioli

Registration No. 37,711

WOODCOCK WASHBURN LLP
One Liberty Place - 46th Floor
Philadelphia, PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439

© 2005 WW



Form PTO-1449 Modified

List of Patent and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce
Patent and Trademark Office

Docket No.
THOM-0029/
P302625US

Application No.
10/719,579

Applicant
Kenneth Edward Anthony Omersa

Filing Date
November 21, 2003

Group
1745

Confirmation No.
3246

U. S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass
*	8	2002/0048699 A1	04/25/02	Steele, et al.	429	30
*	9	2002/0155335 A1	10/24/02	Kearl	429	30
*	10	2002/0168555 A1	11/14/02	Mukerjee, et al.	429	13

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
*	11	1 225 648 A2	07/24/02	EP		

EXAMINER

DATE CONSIDERED

* References listed on the EP Search Report dated April 1, 2005 (EP 03 25 7243).